



## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

On August 21, 2013, the Department of Justice lodged a proposed Consent Decree (“Decree”) in the United States District Court for the Eastern District of Kentucky, Ashland Division in the lawsuit entitled United States of America and the Commonwealth of Kentucky v. AK Steel Corporation (“Defendant”), Civil Action No. 03-CV-00122-HRW.

This Decree represents a settlement of claims against the Defendant for violations of the Clean Air Act, 42 U.S.C. 7401 et seq., implementing regulations, the Defendant’s title V permit, and the Kentucky State Implementation Plan (“SIP”). The alleged violations occurred at the Defendant’s coke production facilities located at 400 East Winchester Avenue in Ashland, Kentucky. The Defendant ceased operations at the coke facilities on June 21, 2011.

Under this settlement between the United States and the Commonwealth and the Defendant, the Defendant will be required to pay a civil penalty to the United States in the amount of \$1,625,000. The Defendant will be required to pay a civil penalty to the Commonwealth in the amount of \$25,000. In addition, the Defendant will be required to perform two supplemental environmental projects (“SEPs”) for the benefit of the Commonwealth at the Defendant’s steel facilities which are also situated in Ashland, Kentucky. The purpose of the SEPs is to reduce the emission of particulates. The estimated cost of performing the SEPs is \$2 million. Since the coke facilities are no longer in operation, the Defendant is not required, under this Consent Decree, to take any action to bring the coke facilities into compliance with the Clean Air Act.

The publication of this notice opens a period for public comment on the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to United States and Commonwealth of Kentucky v. AK Steel Corporation, D.J. Ref. No. 90-5-2-1-09449. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by e-mail or by mail:

To submit comments:	Send them to:
By e-mail	pubcomment-ees.enrd@usdoj.gov
By mail	Assistant Attorney General U.S. DOJ – ENRD P.O. Box 7611 Washington, DC 20044-7611

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website:  
[http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to:

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Henry S. Friedman  
Assistant Section Chief  
Environmental Enforcement Section  
Environment and Natural Resources Division

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